

# HOUSE . . . . . No. 930

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## The Commonwealth of Massachusetts

PRESENTED BY:

**Louis L. Kafka**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the health insurance of children of divorced parents.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Louis L. Kafka	8th Norfolk
William C. Galvin	6th Norfolk
Cleon H. Turner	1st Barnstable
Denise Provost	27th Middlesex
Mary E. Grant	6th Essex
Christine E. Canavan	10th Plymouth
Martha M. Walz	8th Suffolk
Timothy J. Toomey, Jr.	26th Middlesex
Ellen Story	3rd Hampshire
Cynthia Stone Creem	First Middlesex and Norfolk
Elizabeth Poirier	14th Bristol
Jennifer M. Callahan	18th Worcester
Cynthia Stone Creem	First Middlesex and Norfolk
Paul McMurtry	11th Norfolk
Walter F. Timilty	7th Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 981 OF 2007-2008.]

## **The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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### **AN ACT RELATIVE TO THE HEALTH INSURANCE OF CHILDREN OF DIVORCED PARENTS..**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Notwithstanding any general or special law to the contrary, Chapter 1751 of the  
2   Massachusetts General Laws, as appearing in the 1996 Official Edition, shall be amended by adding at the  
3   end thereof the following section:-

4           1.

5           2.       Section 23. If a child is covered under a health insurance policy issued to the  
6                   child's non-custodial parent, the issuer of the policy shall do all of the following:

7           (1) Provide necessary information and/or documents to the child's custodial parent or legal guardian  
8                   to enable the child to obtain benefits under the health insurance policy.

9           (2) Permit the child's custodial parent or legal guardian (or the provider, with the custodial parent's  
10                   or legal guardian's approval) to submit claims for payment for covered services without the  
11                   approval of the non-custodial parent.

12          (3) Make payments on claims submitted in accordance with paragraph (2) directly to the custodial  
13                   parent or legal guardian, the provider of the health care services, or the state Medicaid agency.

- 14 Provide written notification of policy adjustment or termination to the child's custodial parent or legal
- 15 guardian concurrent with notification to the policyholder.